

AO 120 (Rev. 08/10)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
filed in the U.S. District Court Central District of California on the following

☐ Trademarks or ☒ Patents. (☐ the patent action involves 35 U.S.C. § 292.)


<u>DOCKET NO.</u> 8:24-cv-02034	DATE FILED 9/19/2024	U.S. DISTRICT COURT Central District of California
PLAINTIFF HYPER ICE, INC., a California corporation		DEFENDANT THERABODY, INC.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 12,036,174	7/16/2024	DataFeel Inc. is the assignee of the '174 Patent
2		and Hyper Ice, Inc. is an exclusive licensee that has been
3		granted the express, irrevocable right to, inter alia, sublicense,
4		enforce, and defend the '174 Patent.
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		
2		
3		
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT see attached
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CLERK BRIAN D. KARTH	(BY) DEPUTY CLERK 	DATE 12/23/2024
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
CIVIL MINUTES -
GENERAL

Case No. 8:24-cv-02034-JWH(DFMx)

Date December 20, 2024

Title *Hyper Ice, Inc. v. Therabody, Inc.*

Present: The Honorable JOHN W. HOLCOMB, UNITED STATES DISTRICT JUDGE

Clarissa Lara

Deborah Parker

Deputy Clerk

Court Reporter

Attorney(s) Present for Plaintiff(s):
Benjamin A. HerbertAttorney(s) Present for Defendant(s):
Brett J. Williamson**Proceedings: SCHEDULING CONFERENCE**

Counsel state their appearances. The Court confers with counsel. For the reasons stated in open court, it is hereby **ORDERED** as follows:

1. The following claim construction schedule is **SET** with respect to U.S. Patent No. 12,036,174:

EVENT	DATE
Deadline for Disclosure of Asserted Claims and Infringement Contentions	January 13, 2025
Deadline for Invalidity Contentions	March 7, 2025
Deadline for Exchange of Proposed Terms for Construction	March 21, 2025
Deadline for Exchange of Preliminary Claim Constructions and Extrinsic Evidence	April 11, 2025
Deadline for Joint Claim Construction and Prehearing Statement and Expert Reports	May 6, 2025

Time: 00:08

Initials of Preparer: cla

EVENT	DATE
Deadline for Completion of Claim Construction Discovery	May 23, 2025
Deadline for Parties to file Simultaneous Opening Claim Construction Briefs	June 20, 2025
Deadline for Parties to file Simultaneous Responsive Claim Construction Briefs	July 11, 2025
Claim Construction Hearing (in Person)	Tuesday, July 29, 2025, at 10:00 a.m.

2. If the parties wish to participate in a settlement conference before the Magistrate Judge or another Judicial Officer, they may contact the Courtroom Deputy Clerk by email at JWH_Chambers@cacd.uscourts.gov.

3. The Court will issue a separate trial scheduling order after the claim construction process is complete.

4. The following cases are **CONSOLIDATED** into Case No. 8:24-cv-01472-JWH-DFM for pretrial purposes through the date of the *Markman* hearing: Case Nos. 8:24-cv-02092-JWH-DFM and Case No. 8:24-cv-02034-JWH-DFM.

5. The clerk is **DIRECTED** to close this case administratively.

6. Any party may make a motion at any time to sever the cases, for good cause shown.

IT IS SO ORDERED.

Time: 00:08
Initials of Preparer: cla